THE HON'BLE MS JUSTICE G.ROHINI

Writ Petition No.17361 of 2004

31-08-2005

Between:

Savanam Panduranga Reddy

... PETITONER

AND

1.The Collector & District Magistrate (Civil Supplies), Prakasam District and others.

.....RESPONDENTS

THE HON'BLE MS JUSTICE G.ROHINI

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Writ Petition No.17361 of 2004

ORDER:

Heard both sides and perused the material on record. Though the interlocutory application is listed, with the consent of the learned counsel for both the parties, the writ petition is heard finally and is being disposed of.

As can be seen from the material on record, the petitioner was appointed as a Fair Price Shop Dealer of Pata Chirala village vide proceedings of the Revenue Divisional Officer, Ongole dated 24.04.2002. The fourth respondent, who was an unsuccessful candidate, filed an appeal before the Joint Collector, Prakasam District, Ongole, the second respondent herein. The said appeal was allowed by an order dated 30.08.2004, wherein the order of the Revenue Divisional Officer dated 24.04.2002 was set aside and the Revenue Divisional Officer was directed to issue a fresh notification to fill up the post of Fair Price Shop Dealer of the said village. Questioning the said order dated 30.08.2004, the writ petitioner preferred a revision petition before the Collector and District Magistrate (Civil Supplies), Prakasam District, the first respondent herein. Pending the said revision petition, since the first respondent failed to consider the request of the petitioner to continue him as a Fair Price Shop Dealer, the present writ petition has been filed seeking a direction to continue him as a Fair Price Shop Dealer till the disposal of the revision petition.

This Court, while directing notice before admission, by an order dated 24.09.2004, granted interim suspension of the order of the Joint Collector dated 30.08.2004. It is not in dispute that by virtue of

the directions of this Court, the petitioner is being continued as a Fair Price Shop Dealer.

Having regard to the facts and circumstances of the case and keeping in view the scope of controversy involved in the writ petition, without expressing any opinion on merits, I deem it appropriate to dispose of the writ petition with a direction to the first respondent to dispose of the revision petition filed by the petitioner against the order of the second respondent dated 30.08.2004 as expeditiously as possible, preferably within a period of four weeks from the date of receipt of a copy of this order. Needless to mention that all the parties concerned including the fourth respondent herein shall be heard before deciding the revision petition. It is also made clear that till the revision petition is decided and appropriate orders are passed, the order of the Joint Collector (Civil Supplies), Ongole, Prakasam District, dated 30.08.2004 shall remain suspended.

The writ petition is accordingly disposed of. No costs.

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31.08.2005

Note: Issue CC in three days.

(b/o)

VGB